

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

J. MICHAEL CHARLES; MAURICE W. WARD,	:	
JR.; and JOSEPH I. FINK, JR., on behalf of	:	
themselves and all others similarly situated	:	
	:	CIVIL ACTION
Plaintiffs,	:	
	:	
v.	:	NO. 05-702 (SLR)
	:	
PEPCO HOLDINGS, INC.; CONECTIV, and	:	
PEPCO HOLDINGS RETIREMENT PLAN,	:	
	:	
Defendants	:	
	:	

**DEFENDANTS' MOTION FOR LEAVE TO FILE AN EARLY MOTION FOR
SUMMARY JUDGMENT**

For the reasons set forth in their accompanying Opening Brief, Defendants Pepco Holdings, Inc., Conectiv, and Pepco Holdings Retirement Plan, by and through their undersigned counsel, hereby move this Court for an Order (1) that Defendants are authorized to file a Motion for Summary Judgment as to Plaintiffs' individual claims on or before April 1, 2007 and (2) that Plaintiffs' Motion for Class Certification shall be held in abeyance pending disposition of the Motion for Summary Judgment.

Respectfully submitted,

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Dated: February 16, 2007

CERTIFICATE OF SERVICE

I, Phillip T. Mellet, hereby certify that on February 16, 2007 a true and correct copy of the foregoing Motion for Leave to File an Early Motion for Summary Judgment, Opening Brief, proposed Order, and appendix were served via ECF on the following:

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